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UTAH STATE
INSURANCE DEPT.

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Salt Lake City, UT 84114
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BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF UTAH

COMPLAINANT:

UTAH INSURANCE DEPARTMENT

RESPONDENT:

NETCO TITLE INSURANCE AGENCY 4625 Wendler Dr., Suite 220 Tempe, AZ 85282 License No. 91815 STIPULATION & ORDER

Docket No. 2007-045 PC

Enf. Case No. <u>1820</u>

STIPULATION

- 1. Respondent, Netco Title Insurance Agency, is a licensed title insurance agency in the State of Utah, holding License No. 91815.
 - 2. Respondent stipulates with the Complainant, Utah Insurance Department, as follows:
- a. If a hearing were held, witnesses called by the Complainant could offer and introduce evidence that would support the Findings of Fact herein;
 - b. Respondent admits the Findings of Fact and Conclusions made therefrom;
- c. Respondent stipulates to the summary entry of the Order herein which shall be in lieu of other administrative proceedings by Complainant in this matter; and

- d. Respondent and Complainant have negotiated the terms of the Order entered herein and Respondent agrees to its entry and further agrees to be bound by all its terms.
- 3. Respondent is aware of its right to a hearing at which it may be represented by counsel, present evidence and cross-examine witnesses. Respondent has irrevocably waived its right to such hearing and to any appeal related thereto.
- 4. Respondent admits the jurisdiction of the State of Utah Insurance Commissioner as to all matters herein.
- 5. Respondent is acting herein free from any duress or coercion of any kind or nature, having been advised fully as to its rights set forth herein.
- 6. Respondent acknowledges that the issuance of this Order by the Commissioner is solely for the purpose of disposition of the matter entitled herein.

NETCO TITLE INSURANCE AGENCY Patrick Dignam, Corporate Secretary

VAH INSURANCE DEPARTMENT

y. Gale I emmon, Assistant Attorney General

Based upon the foregoing Stipulation and information in the file, the Presiding Officer makes the following Findings of Fact:

FINDINGS OF FACT

Respondent provided a sponsorship of a hole in the Salt Lake Board of Realtors' 2006
 Golf Tournament.

Based upon the foregoing Stipulation and Findings of Fact, the Presiding Officer enters the following Conclusions of Law:

CONCLUSIONS OF LAW

- 1. The Salt Lake Board of Realtors is a "client" as defined in Utah Administrative Code, Rule R590-153-4.A.
- 2. In sponsoring a hole for the Salt Lake Board of Realtors' golf tournament, Respondent violated Utah Administrative Code, Rule R590-153-5.M.

Based upon the foregoing Stipulation, Findings of Fact and Conclusions of Law, the Presiding Officer herewith enters the following Order:

<u>ORDER</u>

IT IS RECOMMENDED THAT THE TITLE AND ESCROW COMMISSION IMPOSE THE FOLLOWING PENALTY:

1. The Respondent be assessed an administrative forfeiture in the amount of \$750.00, to be paid within 30 days of the date of the imposition of the penalty by the Title and Escrow

Commission.	
DATED this day of May	, 2007.
	ENT MICHIE RANCE COMMISSIONER
	K E. KLEINFIELD, E. Q.
Utah	Inistrative Law Judge Insurance Department
Salt L	Office Building, Room 3110 Lake City, Utah 84114 hone (801) 538-3800
Тегер	none (001) 550-5000

IMPOSITION OF PENALTY

Dated this Hay of May, 2007.

DARWIN L. JOHN SON, Chairman Title and Escrew Commission

NOTIFICATION

Respondent is hereby notified that failure to abide by the terms of this Order may subject you to further penalties, including additional forfeitures of up to \$5,000.00 per violation and the suspension or revocation of your license, and the filing of an action to enforce this Order in the District Court, which may impose penalties of up to \$10,000.00 per day for continued violation.

You are further notified that other jurisdictions in which you may be licensed may require that you report this action to them.

CONCURRENCE WITH COMMISSION IMPOSED PENALTY

On behalf of the Commissioner of the Utah Insurance Department I hereby concur
with the penalty imposed by the Utah Title Commission in the above matter.

DATED this 14 day of May 2007.

D. KENT MICHIE INSURANCE COMMISSIONER

MARK E. KLEINFIELD

Administrative Law Judge

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Printed Date:

May 02, 2007

Invoice Date: May 02, 2007 Balance Due:

\$750.00

Due Date:

June 06, 2007 332013 posted 5/2/07

Invoice ID:

Payor ID: 4200

DERECK ALLEN NETCO TITLE INSURANCE AGENCY 4625 S WENDLER DR STE 220 **TEMPE AZ 85282**

Item Description

5/2/2007

Monetary Penalty Agency

E-case 1820 Docket 2007-045 PC

Amount

\$750.00

Original Amount Due

\$750.00

UTAH Invoice - Original

Invoice Date: May 02, 2007 Balance Due: \$750.00

Due Date:

June 06, 2007

Invoice ID: 332013 Payor ID: 4200

Payor Name: NETCO TITLE

INSURANCE AGENCY

Utah Insurance Department 3110 State Office Building

Send payment to:

Salt Lake City, UT 84114-6901

Make checks payable to: Utah Insurance Department

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